

AO 440 (Rev. 06/12) Summons in a Civil Action

# UNITED STATES DISTRICT COURT

for the

Western District of Texas

The State of Texas

\_\_\_\_\_  
*Plaintiff(s)*

v.

U.S. Department of Homeland Security, et al.

\_\_\_\_\_  
*Defendant(s)*

Civil Action No. 2:23-cv-00055

## SUMMONS IN A CIVIL ACTION

To: *(Defendant's name and address)* U.S. Border Patrol  
by registered or certified mail to:  
Office of Chief Counsel  
U.S. Customs and Border Protection  
1300 Pennsylvania Avenue, Suite 4.4-B  
Washington, D.C. 20229

A lawsuit has been filed against you.

Within 21 days after service of this summons on you (not counting the day you received it) — or 60 days if you are the United States or a United States agency, or an officer or employee of the United States described in Fed. R. Civ. P. 12 (a)(2) or (3) — you must serve on the plaintiff an answer to the attached complaint or a motion under Rule 12 of the Federal Rules of Civil Procedure. The answer or motion must be served on the plaintiff or plaintiff's attorney, whose name and address are:

Ryan D. Walters  
Office of the Attorney General  
Special Litigation Division  
PO Box 12548, Capitol Station  
Austin, TX 78711-2548  
ryan.walters@oag.texas.gov

If you fail to respond, judgment by default will be entered against you for the relief demanded in the complaint. You also must file your answer or motion with the court.

CLERK OF COURT, PHILIP J. DEVLIN

Date: \_\_\_\_\_

\_\_\_\_\_  
*Signature of Clerk or Deputy Clerk*



Civil Action No. 2:23-cv-00055

**PROOF OF SERVICE***(This section should not be filed with the court unless required by Fed. R. Civ. P. 4 (l))*

This summons for *(name of individual and title, if any)* \_\_\_\_\_  
 was received by me on *(date)* \_\_\_\_\_ .

☐ I personally served the summons on the individual at *(place)* \_\_\_\_\_  
 \_\_\_\_\_ on *(date)* \_\_\_\_\_ ; or

☐ I left the summons at the individual's residence or usual place of abode with *(name)* \_\_\_\_\_  
 \_\_\_\_\_, a person of suitable age and discretion who resides there,  
 on *(date)* \_\_\_\_\_, and mailed a copy to the individual's last known address; or

☐ I served the summons on *(name of individual)* \_\_\_\_\_, who is  
 designated by law to accept service of process on behalf of *(name of organization)* \_\_\_\_\_  
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☐ I returned the summons unexecuted because \_\_\_\_\_ ; or

☐ Other *(specify)*: \_\_\_\_\_

My fees are \$ \_\_\_\_\_ for travel and \$ \_\_\_\_\_ for services, for a total of \$ 0.00 .

I declare under penalty of perjury that this information is true.

Date: \_\_\_\_\_

\_\_\_\_\_  
*Server's signature*

\_\_\_\_\_  
*Printed name and title*

\_\_\_\_\_  
*Server's address*

Additional information regarding attempted service, etc:

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The State of Texas

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*Plaintiff(s)*

v.

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*Defendant(s)*

Civil Action No. 2:23-cv-00055

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To: *(Defendant's name and address)* U.S. Border Patrol  
by registered or certified mail to:  
c/o U.S. Attorney General  
950 Pennsylvania Avenue, NW  
Washington, DC 20530-0001

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## Western District of Texas

Civil Action No. 2:23-cv-00055

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for the

Western District of Texas

The State of Texas

\_\_\_\_\_  
*Plaintiff(s)*

v.

U.S. Department of Homeland Security, et al.

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Civil Action No. 2:23-cv-00055

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950 Pennsylvania Avenue, NW  
Washington, DC 20530-0001

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Ryan D. Walters  
Office of the Attorney General  
Special Litigation Division  
PO Box 12548, Capitol Station  
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CLERK OF COURT, PHILIP J. DEVLIN

Date: \_\_\_\_\_

\_\_\_\_\_  
*Signature of Clerk or Deputy Clerk*



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CLERK OF COURT, PHILIP J. DEVLIN

Date: \_\_\_\_\_

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*Plaintiff(s)*

v.

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\_\_\_\_\_  
*Defendant(s)*

Civil Action No. 2:23-cv-00055

## SUMMONS IN A CIVIL ACTION

To: *(Defendant's name and address)* U.S. Department of Homeland Security  
by registered or certified mail to:  
Office of the General Counsel,  
US Dept of Homeland Security  
2707 Martin Luther King Jr Ave, SE,  
Washington, DC 20528-0485

A lawsuit has been filed against you.

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## Western District of Texas

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Additional information regarding attempted service, etc:

## Western District of Texas

Civil Action No. 2:23-cv-00055

\_\_\_\_\_  
Signature of Clerk or Deputy Clerk

Civil Action No. 2:23-cv-00055

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Additional information regarding attempted service, etc:



AO 440 (Rev. 06/12) Summons in a Civil Action

# UNITED STATES DISTRICT COURT

for the

Western District of Texas

The State of Texas

\_\_\_\_\_  
*Plaintiff(s)*

v.

U.S. Department of Homeland Security, et al.

\_\_\_\_\_  
*Defendant(s)*

Civil Action No. 2:23-cv-00055

## SUMMONS IN A CIVIL ACTION

To: *(Defendant's name and address)* Alejandro Mayorkas, in his Official Capacity as Secretary of Homeland Security  
by registered or certified mail to:  
Office of the General Counsel,  
US Dept of Homeland Security  
2707 Martin Luther King Jr Ave, SE,  
Washington, DC 20528-0485

A lawsuit has been filed against you.

Within 21 days after service of this summons on you (not counting the day you received it) — or 60 days if you are the United States or a United States agency, or an officer or employee of the United States described in Fed. R. Civ. P. 12 (a)(2) or (3) — you must serve on the plaintiff an answer to the attached complaint or a motion under Rule 12 of the Federal Rules of Civil Procedure. The answer or motion must be served on the plaintiff or plaintiff's attorney, whose name and address are:

Ryan D. Walters  
Office of the Attorney General  
Special Litigation Division  
PO Box 12548, Capitol Station  
Austin, TX 78711-2548  
ryan.walters@oag.texas.gov

If you fail to respond, judgment by default will be entered against you for the relief demanded in the complaint. You also must file your answer or motion with the court.

CLERK OF COURT, PHILIP J. DEVLIN

Date: \_\_\_\_\_

\_\_\_\_\_  
*Signature of Clerk or Deputy Clerk*



Civil Action No. 2:23-cv-00055

**PROOF OF SERVICE***(This section should not be filed with the court unless required by Fed. R. Civ. P. 4 (l))*

This summons for *(name of individual and title, if any)* \_\_\_\_\_  
 was received by me on *(date)* \_\_\_\_\_ .

☐ I personally served the summons on the individual at *(place)* \_\_\_\_\_  
 \_\_\_\_\_ on *(date)* \_\_\_\_\_ ; or

☐ I left the summons at the individual's residence or usual place of abode with *(name)* \_\_\_\_\_  
 \_\_\_\_\_ , a person of suitable age and discretion who resides there,  
 on *(date)* \_\_\_\_\_ , and mailed a copy to the individual's last known address; or

☐ I served the summons on *(name of individual)* \_\_\_\_\_ , who is  
 designated by law to accept service of process on behalf of *(name of organization)* \_\_\_\_\_  
 \_\_\_\_\_ on *(date)* \_\_\_\_\_ ; or

☐ I returned the summons unexecuted because \_\_\_\_\_ ; or

☐ Other *(specify)*: \_\_\_\_\_

My fees are \$ \_\_\_\_\_ for travel and \$ \_\_\_\_\_ for services, for a total of \$ 0.00 .

I declare under penalty of perjury that this information is true.

Date: \_\_\_\_\_

\_\_\_\_\_  
*Server's signature*

\_\_\_\_\_  
*Printed name and title*

\_\_\_\_\_  
*Server's address*

Additional information regarding attempted service, etc:

## Western District of Texas

Civil Action No. 2:23-cv-00055

Civil Action No. 2:23-cv-00055

**PROOF OF SERVICE***(This section should not be filed with the court unless required by Fed. R. Civ. P. 4 (l))*

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*Printed name and title*

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*Server's address*

Additional information regarding attempted service, etc:

## Western District of Texas

Civil Action No. 2:23-cv-00055

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\_\_\_\_\_  
*Server's signature*

\_\_\_\_\_  
*Printed name and title*

\_\_\_\_\_  
*Server's address*

Additional information regarding attempted service, etc:

## Western District of Texas

Civil Action No. 2:23-cv-00055

*Signature of Clerk or Deputy Clerk*

Civil Action No. 2:23-cv-00055

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\_\_\_\_\_  
*Printed name and title*

\_\_\_\_\_  
*Server's address*

Additional information regarding attempted service, etc:



## UNITED STATES DISTRICT COURT

for the

Western District of Texas

The State of Texas

*Plaintiff(s)*

v.

U.S. Department of Homeland Security, et al.

*Defendant(s)*

Civil Action No. 2:23-cv-00055

## SUMMONS IN A CIVIL ACTION

To: *(Defendant's name and address)* Troy A. Miller, in his official capacity as Acting Commissioner for US Customs and Border Protection  
 by registered or certified mail to:  
 c/o U.S. Attorney General  
 950 Pennsylvania Avenue, NW  
 Washington, DC 20530-0001

A lawsuit has been filed against you.

Within 21 days after service of this summons on you (not counting the day you received it) — or 60 days if you are the United States or a United States agency, or an officer or employee of the United States described in Fed. R. Civ. P. 12 (a)(2) or (3) — you must serve on the plaintiff an answer to the attached complaint or a motion under Rule 12 of the Federal Rules of Civil Procedure. The answer or motion must be served on the plaintiff or plaintiff's attorney, whose name and address are:

Ryan D. Walters  
 Office of the Attorney General  
 Special Litigation Division  
 PO Box 12548, Capitol Station  
 Austin, TX 78711-2548  
 ryan.walters@oag.texas.gov

If you fail to respond, judgment by default will be entered against you for the relief demanded in the complaint. You also must file your answer or motion with the court.

CLERK OF COURT, PHILIP J. DEVLIN

Date: \_\_\_\_\_

\_\_\_\_\_  
*Signature of Clerk or Deputy Clerk*

Civil Action No. 2:23-cv-00055

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*Printed name and title*

\_\_\_\_\_  
*Server's address*

Additional information regarding attempted service, etc:

## Western District of Texas

Civil Action No. 2:23-cv-00055

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